

Amendment No. 1 to SB0535

Cohen
Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 535*

House Bill No. 1133

by deleting all language following the enacting clause, and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Title 3, Chapter 6, Part 1, is amended by adding the following language as new sections:

Section 3-6-115.

(a) Every lobbyist shall, on or before July 31 and January 31, file with the registry an expense statement covering the preceding reporting period. The disclosure shall be on a form designed by the registry of election finance and be signed, under the penalty for making false statements provided in § 39-16-702, by the lobbyist. The report shall contain the total expenditures made by the lobbyist involving direct communications with a member of the legislative or executive branch to influence legislative or administrative action and that are directly attributable to a member of the legislative or executive branch or the immediate family of a member of the legislative or executive branch. Such expenditures, shall include, but not be limited to the following :

(1) transportation and lodging;

(2) food and beverages;

(3) entertainment;

(4) gifts, other than awards and mementos;

(5) awards and mementos;

(6) expenditures made for the attendance of members of the legislative or executive branch at political fund-raisers or charity events; and

(7) compensation or reimbursement of lobbyists retained or hired by an employer of a lobbyist relative to such expenditures.

(b) Such report shall be posted on the web site of the registry of election finance.

Section 3-6-116.

(a) Each lobbyist engaged by an employer of a lobbyist shall obtain, organize and preserve all accounts, bills, receipts, books, papers and other documents necessary to substantiate the expense statement for three (3) years after the date of filing the expense statement.

(b) If a lobbyist fails to timely file a complete expense statement under this section, the registry may suspend the privilege of any lobbyist to lobby. Upon failure of a lobbyist to file the required expense statement, the registry shall mail written notices to the lobbyist informing them that unless the lobbyist files the delinquent statement within ten (10) business days after the date of mailing of the notices, such lobbyist shall not lobby. The privilege of any lobbyist to lobby on behalf of the employer of a lobbyist shall be restored immediately upon filing the delinquent statement. The notices shall be sent by certified mail to the last-known addresses of the lobbyist. Any lobbyist who is aggrieved by a suspension of lobbying privileges under this subsection may request a hearing under the uniform administrative procedures act, codified in Tennessee Code Annotated, title 4, chapter 5, regarding the suspension.

SECTION 2. This act shall take effect July 1, 2005, the public welfare requiring it.